

ORIGINAL

Denise B. Moline, P.C.

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OCT 12 1999

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

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Of Counsel
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October 12, 1999

**Re: Petition for Rulemaking, Amendment of
Section 73.202(b) to add a New FM Allocation
Channel 260A, Carney, MI.**

Magalie Roman Salas, Secretary
Federal Communications Commission
445 12th St., S.W., room TW-A325
Washington, D.C. 20554

Dear Ms. Salas:

On behalf of Escanaba License Corp., there is transmitted herewith a Petition for Rule Making for amendment of Section 73.202(b) of the Commission's rules to add a new FM allocation on Channel 260A at Carney, Michigan.

The Petitioner has certified to its commitment to applying for the proposed station if and when the channel is allocated.

Should there be any question about the attached Petition, please contact undersigned Counsel for Escanaba License Corp.

Very truly yours,


Denise B. Moline

DBM:wp
Attachment

cc: John A. Karousos, Chief
 Allocations Branch

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ORIGINAL

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C. 20054

IN THE MATTER OF:)

AMENDMENT OF SECTION 73.202(b),) RM-
TABLE OF ASSIGNMENTS,)
FM BROADCAST STATIONS.)
(CARNEY, MI))

TO: THE COMMISSION

PETITION FOR RULEMAKING

Escanaba License Corp. hereby Petitions the Federal Communications Commission in Washington, D.C., to amend the Table of FM Allotments, Section 73.202(b) of the Commission's Rules and Regulations in the following manner:

Community:

Carney, MI

Existing:

None

Proposed:

260A

In support of this PETITION FOR RULE MAKING to allot FM Channel 260A to the Village of Carney, Michigan, Escanaba License Corp., the Petitioner, respectfully submits an Engineering Statement prepared by Lyle Robert Evans, Technical Consultant, attached hereto as Appendix I.

Inasmuch as Carney, Michigan and vicinity, residents shall be provided a first local broadcast service, Escanaba License Corp., the Petitioner, concludes its proposed Rule Making is in the Public Interest.

The allotment of FM Channel 260A (99.9 MHZ.) to the Village of Carney, is in full accord with Commission Rules and Regulations, and Assignment Policies.

Carney, Michigan, an incorporated city with a population of 286 residents per the 1994 Census, is administered by a Village President and three councilmembers elected by village residents.

Carney has its own municipal water and sewer system, fire station, volunteer fire department, municipal library, post office (Zip Code, 49812) and two churches of separate denominations.

Carney has a (K-12) public school system. The Superintendent's office, elementary school, junior and senior high school are all in the

Village of Carney.

Carney's business and professional community provides goods and services to residents of Carney and vicinity.

If the Commission goes forward to Amend 47 Code of Federal Regulations §73.202(b), to allot FM Channel 260A to Carney, as petitioned, Escanaba License shall immediately file an Application For Construction Permit For An FM Broadcast Station (FCC Form Number: 301), specifying facilities to activate FM Channel 260A, as allotted to the community of Carney, Michigan

Upon Commission "Grant" of such a Form 301 Application, Escanaba License Corp. shall promptly construct and subsequently license the permitted facility.


In accord with 47 Code of Federal Regulations §1.52, I, Lyle R. Evans, president of Escanaba License Corp., hereby certifies: I prepared this petition and to the best of my knowledge, information and belief it is true and correct, that there is good ground to support it, and that it is not interposed for delay.

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Respectfully submitted,

Escanaba License Corp.

October 8, 1999

By: 

Lyle R. Evans
President

Escanaba License Corp.
1101 A. Ludington Street
Escanaba, MI 49829
(906) 786-1106

PETITION FOR RULE MAKING; CONCLUDED

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554
ENGINEERING STATEMENT

IN THE MATTER OF:)	MM DOCKET NO:
AMENDMENT OF SECTION 73.202(B),)	RM-
TABLE OF ALLOTMENTS,)	
F.M. BROADCAST STATIONS,)	
(CARNEY, MI))	

TO:

CHIEF, ALLOCATIONS BRANCH
POLICY AND RULES DIVISION
MASS MEDIA BUREAU

PREPARED FOR:

ESCANABA LICENSE CORP.

OCTOBER 8, 1999

PREPARED BY:

LYLE ROBERT EVANS
BROADCAST CONSULTANT
2470 CROOKS AVENUE
KAUKAUNA, WISCONSIN, 54130-3914
(920) 766-0300

PETITIONER: ESCANABA LICENSE CORP.
Proposed FM Ch. 260A Allotment
Village of Carney, MI

PREPARED 10/08/99

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TABLE OF CONTENTS; CONCLUDED

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20054

IN THE MATTER OF:)

AMENDMENT OF SECTION 73.202(b),) RM-
TABLE OF ASSIGNMENTS,)
F.M. BROADCAST STATIONS.)
(CARNEY, MI))

TO: THE COMMISSION

ENGINEERING STATEMENT

This Engineering Statement concerns the above captioned Petition for Rule Making, to which this Statement is Appendix I.

Escanaba License Corp., Petitioner, retained the services of Lyle Robert Evans, Technical Consultant, to conduct engineering studies and prepare necessary Statements and Attachments to support the Petition for Rule Making of Escanaba License Corp. to amend 47 Code of Federal Regulations §73.202(b), Table of FM Allotments, to allot FM Channel 260A (99.9 MHZ.) To the Village of Carney, Michigan, as that community's first local broadcast service.

CARNEY, MI
PROPOSED RULE MAKING
AMENDMENT OF 47 C.F.R. §73.202(b); TABLE OF FM
ALLOTMENTS
FM CHANNEL 260A; 99.9 MHZ.
PETITIONER: ESCANABA LICENSE CORP.

The Village of Carney, Michigan, Reference Geographic Coordinates,
specified in the National Atlas of the United States of America, published by
The United States Department of the Interior Geological survey are:

45-27-49 N Latitude

87-36-23 W. Longitude

An FM Channel 260A Distance Separation study, conducted with
Village of Carney geographic Reference Coordinates as base, displays an
allotment of FM Channel 260A to Carney, Michigan, not in compliance with
applicable minimum distance separation requirements set forth in 47 Code
of Federal Regulations §73.207.

To allot Channel 260A to Carney and comply with requirements of 47
C.F.R §73.207, it is necessary to restrict an antenna/tower (transmitter site)
location 7.84 Kilometers distant at a bearing of 274.1 degrees from the
Carney geographic Reference Coordinates.

Attachment E-A to this Engineering Statement, an FM Channel 260A

CARNEY, MI
PROPOSED RULE MAKING
AMENDMENT OF 47 C.F.R. §73.202(b); TABLE OF FM
ALLOTMENTS
FM CHANNEL 260A; 99.9 MHZ.
PETITIONER: Escanaba License Corp.

Distance Separation study, with restricted illustrative allotment coordinates:
45°-35'-30.0" North Latitude, 87°-39'-37.0" West Longitude, as base,
displays a restricted allotment of FM Channel 260A at Carney, Michigan, in
complete compliance with applicable minimum distance separation
requirements set forth in 47 Code of Federal Regulations §73.207

Many ideal available transmitter sites exist from which the requisite
"Principal Community" (70.0 dBu or 3.16 mV/m Contour) coverage can be
provided to the entire Village of Carney, Michigan.

CONCLUSION

Allotment of FM Channel 260A to Carney, Michigan, can be
accomplished with no channel substitutions.

No multiple community "tinkering with the table" is required to allot FM
Channel 260A at Carney, Michigan

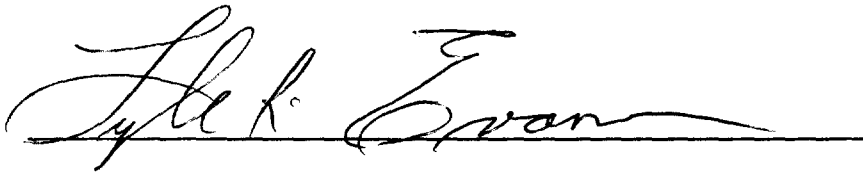
Escanaba License Corp's. proposed allotment of 47 Code of Federal
Regulations §73.202(b), Table of FM Allotments, shall provide residents of
the Village of Carney, Michigan and vicinity a first local broadcast

CARNEY, MI
PROPOSED RULE MAKING
AMENDMENT OF 47 C.F.R. §73.202(b); TABLE OF FM
ALLOTMENTS
FM CHANNEL 260A; 99.9 MHZ.
PETITIONER: Escanaba License Corp.

transmission service.

The most recent applicable FCC Rules and Regulations have been used in
the preparation of this Engineering Statement. It is believed to conform to
the Commission's Technical Standards.

Respectfully submitted,

A handwritten signature in cursive script, reading "Lyle R. Evans", written over a horizontal line.

Lyle R. Evans
Technical Consultant to:
Escanaba License Corp.

October 8, 1999

Lyle Robert Evans
Technical Consultant
2470 Crooks Avenue
Kaukauna, WI 54130-3914
(920) 766-0300

FM Spacing Study

Title: Proposed New FM - Carney, MI

Latitude: N 45° 35' 30.0"

Channel: 260 A (99.9 MHz)

Longitude: W 87° 39' 37.0"

Database: FCC 10/4/1999 12:00:00 AM

Safety Zone: 30.0 km

Call	Auth	Licensee name	Chan	HAAT(m)	ERP	Latitude	Br-to	Dist	Req
City of License		St	FCC File Number	Freq	HAMSL(m)	Longitude	-from	(km)	(km)
NEW	APP	State of Wisconsin-Educational C	206 C2	144.0	25 H	N 43° 59' 16.0"	224.4	246.3	15.00
Acams		WI	SPED-960826MH	89.1	25 V	W 89° 49' 05.0"	42.9	231.8	CLEAR
WFNE-FM	LIC	State of WI, Educ Communications	207 C1	286.0	100 H	N 44° 24' 35.0"	191.7	134.1	22.00
Green Bay		WI	BMLED-970521KE	89.3	100 V	W 88° 00' 05.0"	11.4	112.1	CLEAR
ALLOC	USED		257 C3			N 44° 50' 52.0"	215.6	101.4	42.00
Shawano		WI	99.3			W 88° 24' 28.0"	35.0	59.40	CLEAR
Effective 10-10-90-Reserved for station WOWN per D89-511									
ALLOC	USED		258 A			N 46° 30' 18.0"	2.3	101.3	31.00
Negaunee		MI	99.5			W 87° 36' 24.0"	182.4	70.80	CLEAR
Proposed as Class B1 to Canada 9505-9-Limited to 6kw ERP & 100m HAAT or, Equivalent-Accepted by Canada 950737 Effective 9-14-95									

WLTM	LIC	Midwest Communications of Iowa	259 C2	156.0	46 H	N 44° 38' 08.0"	178.6	106.3	106.0
Sturgeon Bay		WI	BLH-910211KD	99.7	46 V	W 87° 37' 37.0"	358.6	0.289	CLOSE

NEW	APP	Noordyk, Todd Stuart	260 A	52.0	6 H	N 45° 57' 51.0"	63.4	115.3	115.0
Manistique		MI	BPH-970922ME	99.9	6 V	W 86° 16' 37.0"	249.4	0.280	CLOSE

NEW	APP	Roy E. Henderson	260 A	100.0	6 H	N 45° 58' 05.0"	58.2	115.7	115.0
Manistique		MI	BPH-970925MG	99.9	6 V	W 86° 16' 24.0"	249.2	0.694	CLOSE

FRM	DEL	Bay-Lakes-Valley Broadcasters, I	260 A			N 45° 57' 24.0"	69.2	117.2	115.0
Manistique		MI	RM-9336	99.9		W 86° 14' 48.0"	250.2	2.196	CLOSE

ALLOC	VACA		260 A			N 45° 57' 24.0"	69.2	117.2	115.0
Manistique		MI	99.9			W 86° 14' 48.0"	250.2	2.196	CLOSE

Proposed as Class B1 to Canada 970304-Limited to 6kw ERP and 100m HAAT or, the equivalent-Accepted by Canada 970407; Effective 8-25-97 per C97-89

NEW	APP	Philip J. Robbins	260 A	63.0	6 H	N 45° 56' 09.0"	69.3	122.1	115.0
Manistique		MI	BPH-970925MY	99.9	6 V	W 86° 11' 10.0"	250.4	7.066	CLOSE

WRHN	LIC	Northwoods Broadcasting, Inc.	261 C1	102.0	100 H	N 45° 38' 08.0"	272.7	134.1	133.0
Rhinelander		WI	BLH-920629KC	100.1	100 V	W 89° 22' 42.0"	91.5	1.102	CLOSE

Accepted by Canada 920618

FM Spacing Study

Title: Proposed New FM - Carney, MI

Latitude: N 45° 35' 30.0"

Channel: 260 A (99.9 MHz)

Longitude: W 87° 39' 37.0"

Database: FCC 10/4/1999 12:00:00 AM

Safety Zone: 30.0 km

Call	Auth	Licensee name	Chan	HAAT(m)	ERP	Latitude	Br-to	Dist	Req
City of License		St	FCC File Number	Freq	AMSL(m)	Longitude	from	(km)	(km)
ALLOC	USED		251 C1			N 45° 38' 08.0"	272.7	134.1	133.0
Rhineland		WI		100.1		W 89° 22' 42.0"	91.5	1.102	CLOSE
Accepted by Canada 920618; Effective 9-8-92-Reserved For WRHN Per D89-308									
WNOY-FM	LIC	Central States Network L.P.	262 C2	149.0	45 H	N 44° 15' 27.0"	196.0	154.2	55.00
Neenah-Menasha		W	BLH-950526K3	100.3	45 V	W 88° 11' 41.0"	15.5	99.15	CLEAR
From Channel 261A Per D89-308									
ALLOC	USED		263 A			N 43° 22' 22.0"	205.0	271.0	31.00
Columbus		WI		100.5		W 89° 04' 29.0"	24.0	240.0	CLEAR
# 46 - SITE RESTRICTED									

>> End of channel 250 A study <<